

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JACOB GATES,

Plaintiff,

v.

THE GRIER FOUNDATION and  
GEOFFREY GRIER,

Defendants.

No. 4:23-CV-01443

(Chief Judge Brann)

**ORDER**

**JANUARY 17, 2024**

In accordance with the accompanying Memorandum Opinion, **IT IS HEREBY  
ORDERED** that:

1. Defendants The Grier Foundation's and Geoffrey Grier's Motion to Dismiss (Doc. 9) is **GRANTED** as to Count II and **DENIED** as to Count I.
2. Plaintiff Jacob Gates may file an Amended Complaint by January 31, 2024.
3. If Gates does not amend his Complaint or voluntarily dismiss Count I by that date, his Complaint will be subject to dismissal for want of subject matter jurisdiction.

BY THE COURT:

*s/ Matthew W. Brann*

Matthew W. Brann  
Chief United States District Judge